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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|-----------------------|-------------------|
| In Re Application of: | Jan Seppala et al |
| Application No.: | 09/970458 |
| Filed: | Oct. 2, 2001 |
| For: | STENT BODY SOCK |
| Examiner: | Sarah K. Webb |
| Group Art Unit: | 3762 |

Mail Stop
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Docket No.: S63.2-11122 US02

FACSIMILE TRANSMITTAL LETTER

TO: Examiner Webb
FACSIMILE NO.: 1-703-872-9302
GROUP ART UNIT: 3762
TOTAL NUMBER OF PAGES (including cover letter): 4

DATE: June 27, 2003
TIME: 3:40

Following please find a 3 page Response After Final and 1 page Facsimile Transmittal Letter.

The Commissioner of Patents is hereby authorized to charge Deposit Account No. 21 - 0350 for a one month extension of time fee for \$110.00. To the extent that any petition is required to consider this communication, please treat this as such a petition.

Respectfully Submitted,

VIDAS, ARRETT & STEINKRAUS, P.A.

Date: June 27, 2003

By: 

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Certificate of Transmission

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Signature: 

Julie Emerson

#7/Response
(mo.)

1251 #110

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Docket No.: S63.2R-10087-US

Letter Response

07/07/2003 LFULTON 00000007 220350 09970458

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This letter response is in response to the office action mailed February 27, 2003.

Remarks

The official action mailed February 27, 2003 indicated that the IDS citation to provisional application no. 60/238795 would not be considered; claims 1, and 7-10 were rejected under §102(b) by US 5445646; claims 1-3 were rejected under §102(b) by US 5968069, and claims 1, and 4-6 were rejected under §103 based on US 6350278 in view of US 5445646.

IDS Citation

Applicant has claimed priority under to the cited provisional application, and this claim was inserted into the application by preliminary amendment. Although the IDS form cites the provisional application, because it is related by a claim of priority, no copy need be sent in with the IDS.

§102(b) Based On Euteneuer US 5445646

Applicant respectfully traverses the §102 rejection based on Euteneuer as to claims 1 and 7-10.